

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

ELSIE C. PHILLIPS,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Civil No. 6:23-CV-00921-MC

ORDER OF REMAND

Based on the stipulation of the parties, the Court hereby ORDERS that this case be remanded to the agency for further administrative proceedings pursuant to the fourth sentence of 42 U.S.C. § 405(g).

On remand, the administrative law judge (ALJ) will take any further action needed to complete the administrative record, and issue a new decision. In doing so, the ALJ will re-evaluate Plaintiff's impairments at step two and further evaluate the claimant's alleged symptoms, including the relevant third-party function reports.

After judgment, Plaintiff may be entitled to reasonable attorney's fees and costs pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d), upon proper request to this Court.

IT IS SO ORDERED this 10th day of April 2024.

s/Michael J. McShane
CHIEF UNITED STATES DISTRICT JUDGE

Submitted by:

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